

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

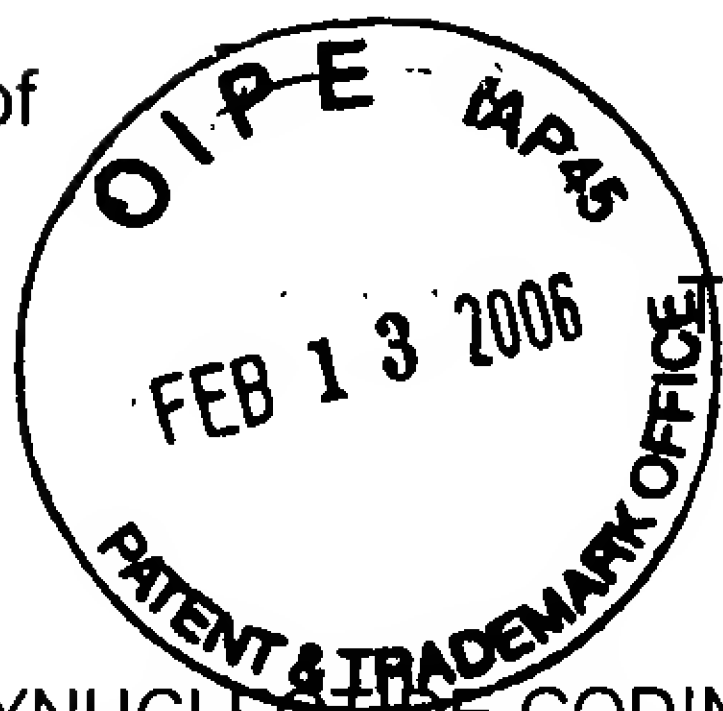
In re Patent Application of

FOGHER

Serial No. 09/743,823

Filed: August 22, 2001

Title: SYNTHETIC POLYNUCLEOTIDE CODING FOR HUMAN LACTOFERRIN, VECTORS, CELLS AND TRANSGENIC PLANTS CONTAINING IT



Atty Dkt. 4161-14
C# M#

C. / Art Unit: 1638

Examiner: C.E. Collins

Date: February 13, 2006

RESPONSE UNDER RULE 116
EXPEDITED HANDLING
PROCEDURES

Corres. and Mail

BOX AF

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER 37 CFR §1.116

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.**

Fees are attached as calculated below:

Total effective claims after amendment	42	minus highest number	
previously paid for	58	(at least 20) =	0 x \$50.00
			\$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment	2	minus highest number	
previously paid for	3	(at least 3) =	0 x \$200.00
			\$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add
\$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)

One Month Extension	\$120.00 (1251)/\$60.00 (2251)
Two Month Extensions	\$450.00 (1252)/\$225.00 (2252)
Three Month Extensions	\$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions	\$1590.00 (1254)/\$795.00 (2254)
Five Month Extensions	\$2160.00 (1255)/\$1080.00 (2255)

Terminal disclaimer enclosed, add \$130.00 (1814)/ \$65.00 (2814) \$

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: **VERIFIED ENGLISH TRANSLATION OF THE PRIORITY ITALIAN APPLN. NO. RM98A000478** \$

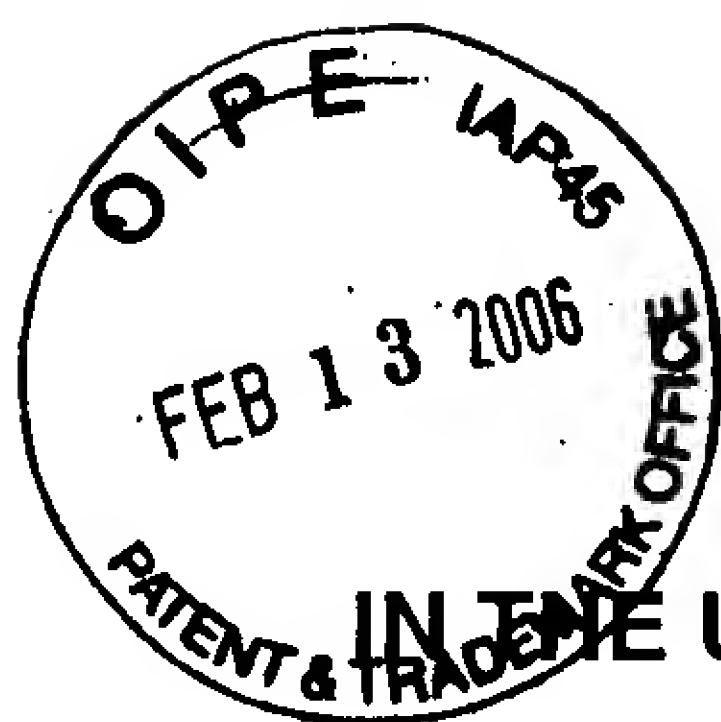
TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHUYE P.C.
By Atty: Gary R. Tanigawa, Reg. No. 43,180

Signature: _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

FOGHER

Appln. No. 09/743,823

Filed: August 22, 2001

Confirmation No. 8610

Atty. Ref.: 4161-14

T.C. / Art Unit: 1638

Examiner: C.E. Collins

FOR: SYNTHETIC POLYNUCLEOTIDE CODING FOR HUMAN LACTOFERRIN,
VECTORS, CELLS AND TRANSGENIC PLANTS CONTAINING IT

* * *

AMENDMENT UNDER 37 CFR § 1.116

February 13, 2006

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Hon. Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the pending Office Action mailed October 11, 2005, entry and consideration of the following amendments and remarks are respectfully requested.

The **claims** are presented on pages 2-7.

Claims 59, 61, 63, 68, 71 73, 78, 91 and 95-97 are amended.

Claims 98-117 are added.

Remarks begin on page 8.